

ORIGINAL

Snell & Wilmer

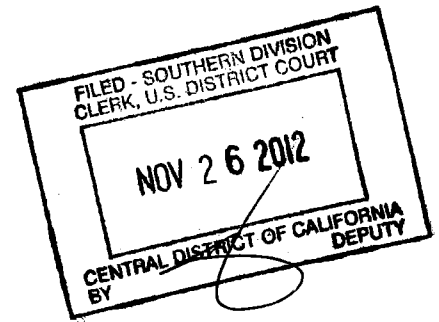
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LODGED

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d/b/a Glidewell Laboratories



9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11 SOUTHERN DIVISION

12 JAMES R. GLIDEWELL DENTAL
13 CERAMICS, INC.,

14 Plaintiff,

15 vs.

16 KEATING DENTAL ARTS, INC.,

17 Defendant.

Case No. SACV11-01309-DOC(ANx)

**DECLARATION OF GARY
PRITCHARD IN SUPPORT OF
JAMES R. GLIDEWELL DENTAL
CERAMICS, INC.'S *EX PARTE*
APPLICATION TO FILE CERTAIN
DOCUMENTS UNDER SEAL IN
SUPPORT OF ITS REPLIES TO
MOTIONS FOR SUMMARY
JUDGMENT**

Ctrm: 9D, Hon. David O. Carter

Pre-Trial Conf.: January 28, 2013
Jury Trial: February 26, 2013

19 AND RELATED
20 COUNTERCLAIMS.

21 2012 DEC -3 PM 3:28
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
SANTA ANA
BY LAH

1 I, Gary Pritchard, declare:

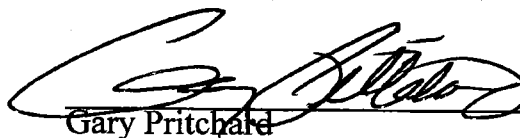
2 1. I am an attorney licensed to practice law in the State of California and
3 am an in-house counsel for Plaintiff James R. Glidewell Dental Ceramics, Inc.
4 ("Plaintiff") in the above-entitled action. Unless otherwise stated, I have first-hand,
5 personal knowledge of the facts stated herein and, if called to testify, could and
6 would competently testify to those facts.

7 2. The reply briefs identified as numbers (1) and (2) of the Lodged
8 Documents in James R. Glidewell Dental Ceramics, Inc.'s *Ex Parte* Application to
9 File Under Seal Certain Documents in Support of Its Replies to Motions for
10 Summary Judgment (the "Reply Briefs") contain discovery material produced by
11 Plaintiff designated "Confidential" and "Attorney's Eyes Only," in accordance with
12 the Court's January 30, 2012 Protective Order. Dkt. #19.

13 3. The Reply Briefs contain confidential information relating to
14 Plaintiff's business development, marketing strategies, trade secrets, and other
15 confidential and proprietary information that, if disclosed to competitors, could
16 cause Plaintiff substantial harm. Also, because the Reply Briefs contain
17 information relating to Plaintiff's business development, marketing strategies, trade
18 secrets, and other confidential and proprietary information, disclosure could result
19 in misuse by unscrupulous third parties and competitors by replicating valuable
20 aspects of the BruxZir brand crown, and could compromise Plaintiff's bargaining
21 position in future business negotiations.

22 I declare under penalty of perjury under the laws of the United States of
23 America that the foregoing is true and correct.

24 Executed on December 3, 2012, at Newport Beach, California.

25
26
27 
28 Gary Pritchard

Glidewell Laboratories v. Keating Dental Arts, Inc.
U.S. District Court, Central District of California, Case No. SACV11-01309-DOC (ANx)

PROOF OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is 600 Anton Boulevard, Suite 1400, Costa Mesa, CA 92626-7689.

On December 3, 2012, I served, in the manner indicated below, the foregoing document(s) described as **DECLARATION OF GARY PRITCHARD IN SUPPORT OF PLAINTIFF'S EX PARTE APPLICATION TO FILE CERTAIN DOCUMENTS UNDER SEAL IN SUPPORT OF JAMES R. GLIDEWELL DENTAL CERAMICS, INC.'S REPLIES TO MOTIONS FOR SUMMARY JUDGMENT** on the interested parties in this action by placing true copies thereof, enclosed in sealed envelopes, at Costa Mesa, addressed as follows:

Please see attached Service List

- ☐ BY REGULAR MAIL: I caused such envelopes to be deposited in the United States mail at Costa Mesa, California, with postage thereon fully prepaid. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with the United States Postal Service each day and that practice was followed in the ordinary course of business for the service herein attested to (C.C.P. § 1013(a)).
- ☐ BY FACSIMILE: (C.C.P. § 1013(e)(f)).
- ☐ BY OVERNIGHT DELIVERY: I caused such envelopes to be delivered by air courier, with next day service, to the offices of the addressees. (C.C.P. § 1013(c)(d)).
- ☒ BY PERSONAL SERVICE: I caused such envelopes to be delivered by hand to the offices of the addressees. (C.C.P. § 1011(a)(b)).
- ☐ BY ELECTRONIC MAIL: I caused such document(s) to be delivered electronically to the following email address(es): david.jankowski@kmob.com, Jeffrey.vanhoosear@kmob.com, Lynda.zadra-symes@kmob.com

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on December 3, 2012, at Costa Mesa, California.


Diane Williams

PROOF OF SERVICE

1 *Glidewell Laboratories v. Keating Dental Arts, Inc.*
2 U.S. District Court, Central District of California, Case No. SACV11-01309-DOC (ANX)

3 **SERVICE LIST**

4 David G. Jankowski
5 Jeffrey L. Van Hoosear
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